

By Mrs. Hicks of Wayland, petition of the Group Against Smoking Pollution, Lucile P. Hicks and other members of the General Court for legislation to increase penalties for illegally smoking aboard public transportation. Criminal Justice.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety.

AN ACT TO INCREASE THE PENALTIES FOR ILLEGALLY SMOKING ABOARD PUBLIC TRANSPORTATION.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 272 of the General Laws is hereby amended by striking
2 Section 43A and by inserting in place thereof the following
3 section: —

4 Section 43A. Whoever in or upon a railroad carriage,
5 steamboat, bus, except a chartered bus, or other public
6 conveyance or in a terminal or other facility of the Massachusetts
7 Bay Transportation Authority smokes, or carries an open flame
8 or lighted match, cigar, cigarette or pipe after having been
9 forbidden to do so either by notice posted thereon or by the person
10 in charge of such conveyance or premises or by an operator, guard
11 or other employee of the corporation or authority operating the
12 railroad, steamboat, bus, or other public conveyance or other
13 facility shall be punished by imprisonment in a house of correction
14 for not more than ten (10) days or by a fine of not more than
15 two hundred and fifty (250) dollars or by both such fine and
16 imprisonment.

17 Said person in charge of such conveyance or premises or
18 operator, guard or other employee of the corporation or authority
19 operating the railroad, steamboat, bus, public conveyance or
20 other facility shall either enforce this section or report promptly
21 any violation of this section to a law enforcement officer.

